

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT NEW YORK

DAVID ADJMI,

Plaintiff,

- against -

DLT ENTERTAINMENT LTD.,

Defendant.

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THREE'S COMPANY, A JOINT VENTURE,
AND DLT ENTERTAINMENT LIMITED,

Counter-Claimaints,

- against -

DAVID ADJMI, RATTLESTICK
PRODUCTIONS, INC., RISING PHOENIX
REPERTORY, INC., and PIECE BY PIECE
PRODUCTIONS, INC.

Counter-Defendants.

14 Civ. 0568 (TPG)

**NOTICE OF MOTION
FOR JUDGMENT
ON THE PLEADINGS**

PLEASE TAKE NOTICE that, upon the annexed Declaration of Camille Calman, dated August 25, 2014; the accompanying Memorandum of Law; and the pleadings herein, Plaintiff/Counter-Defendant David Adjmi ("Adjmi") and Counter-Defendants Rattlestick Productions, Inc., Rising Phoenix Repertory, Inc., and Piece By Piece Productions, Inc. will move before the Honorable Thomas P. Griesa, United States District Judge, Southern District of New York on the 17th day of October, 2014, at 10:00 a.m. or as soon thereafter as counsel may be heard, for an order pursuant to Fed. R. Civ. P. 12(c) granting judgment on the pleadings in favor of Plaintiff/Counter-Defendants and dismissing the Counterclaims in their entirety, with prejudice; a declaration that *3C* is a non-infringing fair use of *Three's Company* and that Adjmi is entitled to authorize publication and future productions of *3C*; and an award of reasonable attorneys' fees to Plaintiff/Counter-Defendants, pursuant to 17 U.S.C. § 505

PLEASE TAKE FURTHER NOTICE that, pursuant to the Local Rules of United States District Courts for the Southern and Eastern Districts of New York, Plaintiff's answering papers, if any, shall be filed and served no later than October 2, 2014, and Defendant's reply papers, if any, shall be filed and served no later than October 16, 2014.

Dated: New York, New York
August 25, 2014

Respectfully submitted,

DAVIS WRIGHT TREMAINE LLP

By: /s/ Edward J. Davis

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DLT Entertainment Ltd. and Counterclaimant
Three's Company, A Joint Venture*